

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FEB 5 2001

OFFICE OF
MANAGING DIRECTOR

Marias Martinez, Jr., President
Sangre de Cristo Broadcasting
304 South Grand Avenue
Las Vegas, New Mexico 87701

86-285

RE: Request for Review and Refund of
Regulatory Fees for Fiscal Year 1997
KNMX-AM
Fee Control No. 9709228835520003
Fee Paid \$1,200.00

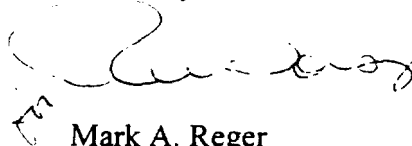
Dear Mr. Martinez:

This is in response to your request for review and refund of regulatory fees for Fiscal Year (FY) 1997, filed on behalf of Sangre de Cristo Broadcasting, licensee of KNMX-AM, Las Vegas, New Mexico (KNMX). Your request was filed with a payment of \$1,200.00, the regulatory fee established for KNMX for FY 1997.

You argue in the request that the fee established for KNMX was in error because the population count listed for KNMX was 839,060, while other stations in the surrounding geographical area were listed with much lower populations. We requested a recalculation for KNMX, which determined that the correct population figure for KNMX was 25,369. Based on this recalculation, the FY 1997 regulatory fee for KNMX should have been \$200.00. Therefore, your request for refund is granted.

A check, made payable to the maker of the original payment, and drawn in the amount of \$1,000.00, will be sent to you at the earliest practicable time. If you have any questions concerning this letter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer

cc: The Honorable Pete V. Domenici

From: Carla Conover
To: "hung@dataworld.com".GWIA1.ROUTE_A
Subject: RE: Contested population counts

Hung: Thanks very much for getting back to me. Sorry you're having such a busy time. Can you tell me who is responsible for the FY 1999 population counts for Ponce, PR and Mountain View, MO? Also, I wanted to double check with you on WSLM AM in Salem, IN. The licensee was contesting the FY 1999 count of almost 1 Million, but only thought it should be 400,000. You have taken it down to 68,341. Is that the correct figure? Thanks, Carla

>>> Hung Chau <hung@dataworld.com> 07/12/00 02:49PM >>>
 Hello Carla,

Sorry for the delay of the answer. Work here just has been ridiculously busy. Hope the following population count will help you to solve your problem. Thanks for reminding me, without your e-mail, I have totally forgotten it.

As you can see the result below, we don't have the population count for WPAB, Ponce PR and KUPH, Mountain View MO. Sorry I can't help you much more than that.

service	call_sign	cityoflicense	state	popcount1990	contourvalue
AM	KNMX	Las Vegas	NM	25369	5.0
AM	WSLM	Salem	IN	68341	5.0
AM	WPAB	Ponce	PR	0	5.0
AM	WXCF	Clifton Forge	VA	9555	5.0
FM	KUPH	Mountain View	MO	0	70.0

Hung Chau
 Dataworld
 4833 Rugby Avenue, Suite 300
 Bethesda, MD 20814
 Voice: (301) 652-8822 x229
 Fax: (301) 656-5341
hung@dataworld.com
<http://www.dataworld.com>

> -----Original Message-----

> From: Carla Conover [SMTP:CCONOVER@fcc.gov]
 > Sent: Wednesday, July 12, 2000 2:34 PM
 > To: hung@dataworld.com
 > Cc: Terry Johnson
 > Subject: Fwd: Contested population counts

>

> Hung: Can you tell me how you are progressing with the questions that we

VIA Overnight Courier

September 16, 1997

Federal Communications Commission
C/O Mellon Bank
Three Mellon Bank Center
525 William Penn Way
27th Floor, room 153-2713
Pittsburgh, PA 15259-0001
(Attention: FCC Module Supervisor)

Re: KNMX-AM, Las Vegas, New Mexico Regulatory Fee— Payment under Protest

Gentlemen and Ladies:

Attached is my check for the FY 1997 regulatory fee for KNMX-AM in Las Vegas, New Mexico in the amount of \$1,200 as specified in your public notice of August 1, 1997.

I am making this payment under protest because I believe the fee amount specified in your public notice for KNMX is in error:

- 1) I believe for fee purposes you may have classified KNMX as serving the population of Las Vegas, Nevada rather than Las Vegas, New Mexico.
- 2) The \$1,200 fee specified for KNMX is larger than the \$1,000 fee for KKOB-AM which serves Santa Fe and Albuquerque, New Mexico. KNMX is a 5kw daytime station while KKOB is a twenty four hour regional 50kw AM station with an antenna site on Sandia Crest, probably the highest AM site in New Mexico.
- 3) The local class C FM station in Las Vegas, New Mexico, KFUN, is only being charged a fee of \$200 with an attributed population of 23,248. That seems more in line with reality than the \$39,060 that is attributed to KNMX. Please note that 50kw KKOB-AM in Santa Fe and Albuquerque is only attributed with 682,263 persons.

Assuming that my objection is in order, I would appreciate your promptness in arranging a refund for any amount overpaid.

Sincerely,

Matias Martinez, Jr.
President
Sangre de Cristo Broadcasting

*Panam
Action
R-*

LAS VEGAS, NM
960828MZ
MW
3/19/99

July 30, 1999

(505) 988 6514
Originals to
follow.

Honorable Pete V. Domenici
United States Senate
Washington, D.C.

Re: Sangre de Cristo Broadcasting -- Federal Communications Commission

Dear Senator Domenici:

In August 1996 -- almost three years ago -- Sangre de Cristo Broadcasting applied to the Federal Communications Commission (FCC) for a new FM radio station in Las Vegas, New Mexico. On October 9, 1998, the FCC approved the plan, which would allow the station to be granted. Our application was assigned file number BPH-060828MZ.

Notwithstanding the approval of the plan, during the past nine months the FCC has failed to issue the necessary documents for us to begin building facilities of the new station. We have repeatedly requested the FCC as to when the "Construction Permit" will be issued. We have been told nothing in the way of the granting of the permit. This unreasonable delay is denying service to the citizens of Las Vegas and the area and is also causing a considerable financial hardship. The delays are threatening to push the station construction into the winter months, which will further increase the cost and complexity of the project. Senator, you certainly know about the hardships of Las Vegas winters. I believe nine months is plenty of time for the FCC to have issued what is usually a single page document.

On another matter, on September 16, 1997, Sangre de Cristo Broadcasting paid under protest a regulatory fee to the FCC. In our letter to the FCC (copy enclosed), we stated our position that the FCC had imposed an incorrect fee and that we were entitled to a refund. Now, almost two years later the FCC has failed to provide an acknowledgement of our letter, much less a response to our request for a refund of the overpayment.

I would be very grateful if you could assist us in both of these matters. Thanks again for all of your help in the past. Please let me know if you or your staff have any questions. If I can be of any assistance please do not hesitate to call on me.

Sincerely,


Matt Q. Martinez
Sangre de Cristo Broadcasting

cc. Ernest T. Sanchez, Esq.

PETE V. DOMENICI
NEW MEXICO

United States Senate

WASHINGTON, DC 20510-3101

COMMITTEES:
BUDGET
APPROPRIATIONS
ENERGY AND NATURAL
RESOURCES
INDIAN AFFAIRS
GOVERNMENTAL AFFAIRS

August 3, 1999

*MMB
Statista
4/24*

Ms. Sheryl L. Wilkerson
Director, Office of Legislative Affairs
Federal Communications Commission
1919 M Street, NW, Room 808
Washington, D.C. 20554

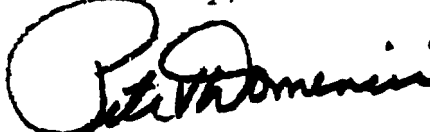
re: Matt C. Martinez, Sangre De Cristo Broadcasting
Application No. BPH - 060828MZ

Dear Ms. Wilkerson:

Because of my desire to be responsive to all inquiries and communications that are directed to this office, and knowing that your objectives are similar in this regard, the attached communication is referred to you for consideration.

I would very much appreciate your evaluating the information presented and taking whatever action is required to resolve the situation. At your earliest convenience, I would be grateful for your findings and views. Please send your response to me at Room 302, 120 South Federal Place, Santa Fe, NM 87501 or by fax at (505) 988-6514.

Sincerely,



Pete V. Domenici
United States Senator

PVD/mm

66. 47 27 6 01 304

=====

Date: 08-11-99

Time: 14:25:48

Document Number : 20978
Control Number : 99-04124

B.F. :

Bureau : MMB
Assigned To : SLOFTY

Due : 99/08/30

Modified By : CPARKER

Author : Domenici, Pete V.
Organization : United States Senator
Address : 120 South Federal Place
Room 302
City/State/Zip : Santa Fe NM 87501
Constituent : Matt Martinez
Subject : Status inquiry re: FM application
Signature : BUREAU CHIEF

=====

FAX COVER SHEET

FROM: SHARLENE LOFTY

TO: REGINA DORSEY

COMPANY: _____

FAX NUMBER: 418-2843

THIS COVER SHEET IS PAGE 1 OF 5 PAGES.

SPECIAL INSTRUCTIONS OR COMMENTS:

Per our conversation this morning.

FEDERAL COMMUNICATIONS COMMISSION

MASS MEDIA BUREAU

AUDIO SERVICES DIVISION

FAX NUMBER (202) 418-1410 or 1411

